

RULES FOR HOSPITALIZATION OF MENTALLY ILL

CHAPTER 217 INVOLUNTARY HOSPITALIZATION OF MENTALLY ILL

IN THE MATTER OF FORMS FOR THE INVOLUNTARY HOSPITALIZATION OF THE MENTALLY ILL



REPORT OF THE SUPREME COURT

TO THE 1981 REGULAR SESSION OF THE SIXTY-NINTH GENERAL ASSEMBLY OF THE STATE OF IOWA:

Pursuant to sections 229.40 and 684.19, The Code, the Supreme Court of Iowa has prescribed and hereby reports to the General Assembly changes in existing Forms for the Involuntary Hospitalization of the Mentally Ill as follows:

Form 1.

That form 1 be amended by adding below the word "Applicant" the following new paragraphs:

"State of Iowa)ss _____ County)

I, the undersigned, do solemnly swear or affirm that the matters alleged in the above application to which my name is affixed, are true as stated, as I verily believe.

Applicant

Subscribed and sworn to (or affirmed) before the undersigned this _____ day of _____, 19__.

Notary Public in and for the State of Iowa"

Form 7.

That the final paragraph of form 7 be amended as follows:

"NOTE TO EXAMINING PHYSICIAN:

If you-have-been-appointed-under respondent has been detained pursuant to section 229.11(2), The Code, your examination must be conducted within 24 hours. If respondent has been detained pursuant to section 229.11(1) or (3) your examination must be conducted within 48 hours."

Form 8.

That item 8 of form 8 be amended as follows:

"8. Number of Children, and Names _____"

Form 13.

That the first paragraph of the text of form 13 be amended as follows:

"A hearing on the above entitled matter was held on the _____ day of _____, 19___. The court finds that the contention that the respondent is seriously mentally impaired has been sustained by clear and convincing evidence to wit:"

Form 23.

That the text of form 23 be amended as follows:

"The undersigned (attorney) (physician), being first duly sworn (or affirmed), states that he/she was appointed by the (Court) (Judicial Hospitalization Referee) to (defend) (examine) the above named respondent, alleged to be seriously mentally impaired, pursuant to Sec. 229.8, The Code; that services have been completed by this claimant as set forth on the attached itemized statement and that this claimant has not directly, or indirectly, received, or entered into a contract to receive, any compensation for such services from any sources."

Form 24.

That form 24 be amended by adding the following new language at the top of the form:

"IN THE IOWA DISTRICT COURT IN AND FOR _____ COUNTY, IOWA."

New form 27.

That the following new form 27 be added:

"IN THE IOWA DISTRICT COURT IN AND FOR _____ COUNTY, IOWA

IN THE MATTER OF:

_____,
ALLEGED TO BE SERIOUSLY
MENTALLY IMPAIRED,

Respondent.

No. _____
QUARTERLY REPORT OF PATIENT
ADVOCATE PURSUANT TO SECTION
229.19(6), THE CODE

Date _____.

Date of last previous report (if one) _____.

Date of respondent's commitment _____.

Is respondent still committed _____. If not, date of
release _____.

Actions I have taken with respect to the above named respondent and the
amount of time I have spent regarding the above named respondent since (I
became the patient's advocate) (the last report was filed):

Action Taken	Time Spent
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Total Time Spent:

Other comments:

Patient Advocate

New form 28.

That the following new form 28 be added:

"IN THE IOWA DISTRICT COURT IN AND FOR _____ COUNTY, IOWA

IN THE MATTER OF:

_____,
ALLEGED TO BE SERIOUSLY
MENTALLY IMPAIRED,

Respondent.

No. _____
NOTICE TO PATIENT OF NAME
OF ADVOCATE PURSUANT TO
SECTION 229.19, THE CODE

To: _____

You are hereby notified that _____ is now your patient advocate. This advocate will be communicating with you and representing your interests in any matter relating to your hospitalization and treatment.

Clerk of District Court

Form 28"

Respectfully submitted,
THE SUPREME COURT OF IOWA

/s/ W. W. Reynoldson
W. W. REYNOLDSON, CHIEF JUSTICE

Des Moines, Iowa
January 29, 1981

ACKNOWLEDGMENT

I, the undersigned, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the twenty-ninth day of January, 1981, of the foregoing report of the Supreme Court of Iowa pertaining to the Forms for the Involuntary Hospitalization of the Mentally Ill.

/s/ Linda Howarth Mackay
Secretary of the Senate, 1981
Regular Session of the Sixty-
ninth General Assembly of the
State of Iowa

ACKNOWLEDGMENT

I, the undersigned, Chief Clerk of the House of Representatives of the State of Iowa, hereby acknowledge delivery to me on the twenty-ninth day of January, 1981, of the foregoing report of the Supreme Court of Iowa pertaining to the Forms for the Involuntary Hospitalization of the Mentally Ill.

/s/ Pat H. Harper
Chief Clerk of the House of Rep-
resentatives, 1981 Regular Ses-
sion of the Sixty-ninth General
Assembly of the State of Iowa

CERTIFICATE

I, Terry E. Branstad, do hereby certify that I am the President of the Senate of the 1981 Regular Session of the Sixty-ninth General Assembly of the State of Iowa; and I, Linda Howarth Mackay, do hereby certify that I am the Secretary of the Senate of the 1981 Regular Session of the Sixty-ninth General Assembly of the State of Iowa, and we do hereby jointly certify that as such President and Secretary that on the twenty-ninth day of January, 1981, the Supreme Court of the State of Iowa reported to said Senate, and filed with it, the attached and foregoing Forms for the Involuntary Hospitalization of the Mentally Ill;

THAT the date of making said report to the 1981 Regular Session of the Sixty-ninth General Assembly was within the twenty days subsequent to the convening of the 1981 Regular Session of the Sixty-ninth General Assembly;

THAT no other report pertaining to the Forms for the Involuntary Hospitalization of the Mentally Ill was made or filed by said Supreme Court with said Senate;

THAT no changes, modifications, amendments, revisions or additions to the Forms for the Involuntary Hospitalization of the Mentally Ill were made or enacted at such 1981 Regular Session of said Sixty-ninth General Assembly.

Signed this 22nd day of May, 1981, being the sine die adjournment of the 1981 Regular Session of the Sixty-ninth General Assembly.

/s/ Terry E. Branstad

TERRY E. BRANSTAD

President of the Senate

/s/ Linda Howarth Mackay

LINDA HOWARTH MACKAY

Secretary of the Senate, 1981 Regular Session of the Sixty-ninth General Assembly of the State of Iowa.

CERTIFICATE

I, Delwyn Stromer, do hereby certify that I am the Speaker of the House of Representatives of the 1981 Regular Session of the Sixty-ninth General Assembly of the State of Iowa; and I, Pat H. Harper, do hereby certify that I am the Chief Clerk of the House of Representatives of the 1981 Regular Session of the Sixty-ninth General Assembly of the State of Iowa, and we do hereby jointly certify that as such Speaker and Chief Clerk that on the twenty-ninth day of January, 1981, the Supreme Court of the State of Iowa reported to said House of Representatives, and filed with it, the attached and foregoing Forms for the Involuntary Hospitalization of the Mentally Ill;

THAT the date of making said report to the 1981 Regular Session of the Sixty-ninth General Assembly was within the twenty days subsequent to the convening of the 1981 Regular Session of the Sixty-ninth General Assembly;

THAT no other report pertaining to the Forms for the Involuntary Hospitalization of the Mentally Ill was made or filed by said Supreme Court with said House of Representatives;

THAT no changes, modifications, amendments, revisions or additions to the Forms for the Involuntary Hospitalization of the Mentally Ill were made or enacted at such 1981 Regular Session of said Sixty-ninth General Assembly.

Signed this 22nd day of May, 1981, being the sine die adjournment of the 1981 Regular Session of the Sixty-ninth General Assembly.

/s/ Delwyn Stromer

DELWYN STROMER

Speaker of the House

/s/ Pat H. Harper

PAT H. HARPER

Chief Clerk of the House of Representatives, 1981 Regular Session of the Sixty-ninth General Assembly of the State of Iowa.